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OFFICE OF PETITIONS

In re Application of	:	
David C. Chan et al	:	
Application No. 10/680,853	:	DECISION ON PETITION
Filed: October 7, 2003	:	
Attorney Docket No. 0399.1167-007	:	

This is a decision on the petition, filed August 27, 2007, which is being treated as a petition under 37 CFR 1.8(b), requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

This application was held abandoned for failure to timely respond to the non-final Office action of February 21, 2007.

Petitioner states that a timely reply was mailed via certificate of mailing on August 20, 2007, which included the following papers: Amendment / Reply, 3 Month Extension of Time, Petition to Accept Color Drawings, Drawings, 4th Supplemental Information Disclosure Statement, Listing of References, Transmittal of Terminal Disclaimer, Terminal Disclaimer, Statement under 37 CFR 3.73(b) check for $1460. Petitioner has submitted a copy of the previously mailed correspondence, which bears a certificate of mailing dated of August 20, 2007, which is timely received.

The petition satisfies the above requirements of 37 CFR 1.8(b). Accordingly, the holding of abandonment for failure to timely file a reply to the February 21, 2007 is hereby withdrawn and the application restored to pending status.

This application is being referred to Technology Center AU 1648 for further processing.

Irvin Dingle
Petition Examiner
Office of Petitions